

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant: Robert J. Wright Examiner: Christopher Steven Weber
Serial No.: 10/766,656 Group Art Unit: 3714
Filed: January 27, 2004 Docket No.: IGA-0180-US
Title: SYSTEM AND METHOD OF PROVIDING A GUARANTEE IN A
LOTTERY
Customer No.: 65449

CERTIFICATE OF TRANSMISSION

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MAIL STOP: APPEAL BRIEF - PATENTS
Commissioner for Patents
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Dear Sir/Madam:

In response to the Notification of Non-Compliant Appeal Brief dated July 14, 2008, Appellant has provided an amended Appeal Brief herewith. For completeness, the Appendices are also filed herewith, but have not been amended. The amended Appeal Brief specifically includes the following amendments to address the issues raised in the Notification of Non-Compliant Appeal Brief:

1. Regarding Item 2, the Notification of Non-Compliant Appeal Brief states that “[t]he Appeal Brief fails to identify which claims are involved in the appeal and provide the status of all the claims filed in the application.” The amended Appeal Brief now makes clear in both the Introduction and Section III (Status of Claims) that claims 1, 3-25, 35-71, and 74-75 are now on appeal. No changes were made regarding the status of the claims as both Section III (Status of Claims) and Appendix A provide the status of all the claims filed in the patent application.

2. Regarding Item 3, the Notification of Non-Compliant Appeal Brief states “[t]he Appeal Brief states incorrect filing dates for the Notice of Appeal and the After Final Amendment. Both documents were filed in June, 2008.” The amended Appeal Brief clarifies that the Notice of Appeal was filed on June 24, 2008 and the amendment was filed on June 25, 2008.

3. Regarding Item 4, the Notification of Non-Compliant Appeal Brief states “[t]he claimed invention fails to argue each independent claim separately, which shall refer to the specification by page and line number and to the drawings, if any.” In order to help clarify which independent claims are being argued, Appellant has added language to Section V (Summary of Claimed Subject Matter) that specifies which independent claim is being argued. Further, Appellant has added discussion for claims 74 and 75. In addition, Appellant has added a reference to FIG. 3 for claims 1 and 53.

Appellant submits that the Appeal Brief is now compliant.

Respectfully submitted,

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Date: August 13, 2008

By _____
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